

REMARKS

This Amendment is being filed in response to the Final Office Action mailed December 9, 2008, which has been reviewed and carefully considered. By means of the present amendment, claim 10 has been canceled without prejudice and its features included in independent claims 1 and 4. Accordingly, no new issues requiring a new search have been introduced and entry of the present Amendment is respectfully requested.

Reconsideration and allowance of the present application in view of the amendments made above and the remarks to follow are respectfully requested.

Claims 1, 3-4, 6-8 and 11-20 remain in this application, where claims 2 and 5 had been previously canceled without prejudice, claims 19-20 had been previously added, and claims 9-10 have been canceled without prejudice by the present amendment. Claims 1 and 4 are independent.

In the Final Office Action, claims 1, 3-4, 6-15 and 19-20 are rejected under 35 U.S.C. §103(a) over U.S. Patent No. 6,406,801

(Tokito) in view of U.S. Patent No. 6,888,305 (Weaver) and U.S. Patent No. 5,337,191 (Austin). Claims 16 and 17 are rejected under 35 U.S.C. §103(a) over Tokito, Weaver and Austin in view of U.S. Patent Publication No. 2001/0044035 (Morii) and U.S. Patent Publication No. 2001/0017517 (Yamazaki). Further, claim 18 is rejected under 35 U.S.C. §103(a) over Tokito, Weaver, and U.S. Patent No. 6,278,237 (Campos). Applicants respectfully traverse and submit that claims 1, 3-4, 6-8 and 11-20, as amended, are patentable over Tokito, Austin, Weaver, Morii, Yamazaki and Campos for at least the following reasons.

On page 6 of the Final Office Action, in rejecting claims 9-10, column 3, lines 3-12 of Weaver is cited to allegedly show that "the $2n+1$ transparent dielectric layers are configured to reduce transmission in blue spectral region so that daylight contrast is increased," as recited in amended independent claims 1 and 4.

Column 3, lines 3-12 of Weaver specifically recite:

The thicknesses of the planarizing layers and of the high-density layers in this embodiment are selected such that the quarter-wave stack is tuned to transmit light at a peak wavelength within the range of wavelengths emitted by the OLED. Moreover, the planarizing layers and the high-density layers

cooperate to restrict transmission of water and oxygen.

As correctly note on page 6 of the Final Office Action, such a range includes red, green and blue wavelengths. It is respectfully submitted that tuning a stack to transmit light at a peak wavelength within a range that includes red, green and blue wavelengths does not disclose or suggest the present invention as recited in independent claim 1, and similarly recited in independent claim 4 which, amongst other patentable elements recites (illustrative emphasis provided):

wherein the $2n+1$ transparent dielectric layers are configured to reduce transmission in blue spectral region so that daylight contrast is increased.

Dielectric layers that reduce transmission in blue spectral region are nowhere disclosed or suggested in Weaver. Rather, Weaver merely discloses tuning a stack to transmit light at a peak wavelength within a range that includes red, green and blue wavelengths. Tokito, Austin, , Morii, Yamazaki and Campos are cited to allegedly show other features and do not remedy the deficiencies in Weaver.


Based on the foregoing, it is respectfully submitted that

independent claims 1 and 4 are patentable over Tokito, Austin, Weaver, Morii, Yamazaki, Campos and combinations thereof, and notice to this effect is earnestly solicited. Claims 3, 6-8 and 11-20 respectively depend from one of claims 1 and 4 and accordingly are allowable for at least this reason as well as for the separately patentable elements contained in each of the claims. Accordingly, separate consideration of each of the dependent claims is respectfully requested.

In addition, Applicants deny any statement, position or averment of the Examiner that is not specifically addressed by the foregoing argument and response. Any rejections and/or points of argument not addressed would appear to be moot in view of the presented remarks. However, the Applicants reserve the right to submit further arguments in support of the above stated position, should that become necessary. No arguments are waived and none of the Examiner's statements are conceded.

In view of the above, it is respectfully submitted that the present application is in condition for allowance, and a Notice of Allowance is earnestly solicited.

Respectfully submitted,

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